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Docket No. TIP-0042-USPCT1

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants: Kestelevn et al.

Int'l Appln. No.: PCT/EP2003/050837

Serial No. : Unassigned

Art Unit: Unassigned

Filed

: I.A. 14.11.2003

Examiner: Unassigned

For

: SUBSTITUTED INDOLEPYRIDINIUM AS ANTI-INFECTIVE

COMPOUNDS

I hereby certify that this correspondence is being deposited with the United States Poetal Service as first class mail in an envelope addressed to: Commissioner For Patente, P.O. Box 1450, Alexandria, VA 22313-1450 on

May 12, 2005

Laura A. Donnelly

/Laura A. Donnelly/

May 12, 2005

(Date of Signature)

MAIL STOP PATENT APPLICATION Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

## INFORMATION DISCLOSURE STATEMENT

Dear Sir.

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the aboveidentified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

Applicant(s) reserve(s) the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist.

☑ In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified national application (other than a continued prosecution application under \$1.53(d)), within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, or before the mailing date of a first Office Action after the filing of a request for continued examination under §1.114, no additional fee is required.

☐ In accordance with §1.129(a), this Information							
Disclosure Statement is being filed in connection with $\square$ the							
first or □second After Final Submission, therefore:							
Statement in Accordance with §1.97(e)							
(attached); or							
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0750/ / the fee of $$180.00$ as set forth							
in §1.17(p).							

☐ In accordance with §1.97(c), this Information
Disclosure Statement is being filed after the period set forth
in §1.97(b) above but before the mailing date of either a Final
Action under §1.113 or a Notice of Allowance under §1.311, or
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☐ In accordance with §1.97(d), this information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee. Applicant(s) hereby petition(s) for consideration of this Information Disclosure Statement. Included are: Statement in Accordance with §1.97(e) as set forth below and the fee of §180.00 as set forth in §1.17(p).
⊠ Copies of each of the references listed on the attached Form PTO-1449 are enclosed herewith.      □ Copies of references listed on the attached Form PTO
1449 are enclosed herewith EXCEPT THAT:  In view of the voluminous nature of references  [list as appropriate], and the likelihood that these references are available to the Examiner, copies are not enclosed herewith.
If any of the foregoing publications are not available to the Examiner, Applicant will endeavor to supply copies at the Examiner's request.
Copies of only foreign patent documents and non-patent literature are enclosed in accordance with 37 CFR 1.98 (a) (2).

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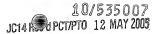
There are no listed references which are not in the
English language.
☐ The relevance of those listed references which are not in the English language is as follows:
Attached are copies of search report(s) from corresponding patent application(s), which are listed on the attached Submission Under MPEP 609 D.
☐ Attached are the following non-published pending patent applications which may be deemed relevant, which are listed on the attached Submission Under MPEP 609 D.
Please charge any deficiency or credit any overpayment to Deposit Account No. 10-0750/TIP-0042-USPCT1/LAD. This form is submitted in triplicate.
Respectfully submitted,

/Laura A. Donnelly/

Laura A. Donnelly Reg. No. 38,435 Attorney for Applicants

Johnson & Johnson One Johnson & Johnson Plaza New Brunswick, NJ 08933-7003 (732) 524-1729 DATED: May 12, 2005





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MEADUATION BIGGI COLUMN	Filing Date
INFORMATION DISCLOSURE	First Named Inventor
STATEMENT BY APPLICANT	Group Art Unit
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Application Number	Unassigned
Filing Date	May 12, 2005
First Named Inventor	Kesteleyn et al.
Group Art Unit	Unassigned
Examiner Name	Unassigned
Attorney Docket Number	TIP-0042-USPCT1

U.S. PATENT DOCUMENTS						
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Examiner Initials								
NC		wo	02/055520	A2	The Government of the United States of America, as represented by The Secretary of Health and Human Services	18.07.2002		
NC		wo	02/059123	A2	The Government of the United States of America, as represented by The Secretary of Health and Human Services	01.08.2002		
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Examiner Signature	/Nizal S. Chandrakumar/	Date Considered	11/01/2008				
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Date

11/01/2008